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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

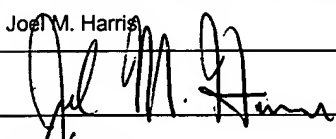
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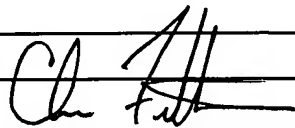
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TRANSMITTAL FORM (to be used for all correspondence after initial filing) APR 07 2005 U.S. PATENT & TRADEMARK OFFICE	Application Number	10/676,841	
	Filing Date	September 30, 2003	
	First Named Inventor	Truckai	
	Group Art Unit	3762	
	Examiner Name	Unassigned	
Total Number of Pages in This Submission	3	Attorney Docket Number	021447-000710US

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney and Statement Under 37 CFR 3.73(b) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1) Return receipt postcard
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm and Individual name	Townsend and Townsend and Crew LLP Joel M. Harris Reg. No. 44,743
Signature	
Date	April 5, 2005

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: April 5, 2005	
Typed or printed name	Christopher R. Fitting
Signature	 Date April 5, 2005

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**POWER OF ATTORNEY OR
AUTHORIZATION OF AGENT**

Application Number	10/676,841
Filing Date	09/30/2003
First Named Inventor	CSABA TRUCKAI
Title	ELECTROSURGICAL INSTRUMENT AND METHOD OF USE
Art Unit	3762
Examiner Name	
Attorney Docket Number	021447-000710US

I hereby appoint:

☒ Practitioners at Customer Number

20350

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☐ Practitioner(s) named below:

Name	Registration Number

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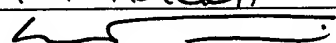
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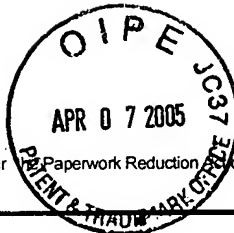
I am the:

☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).**SIGNATURE of Applicant or Assignee of Record**

Name	CSABA TRUCKAI		
Signature			
Date	1-9-04	Telephone	650.739.0920

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.



STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: CSABA TRUCKAI

Application No./Patent No.: 10/676,841

Filed/Issue Date: 09/30/2003

Entitled: ELECTROSURGICAL INSTRUMENT AND METHOD OF USE

SurgRx Inc., a Corporation of Delaware

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____%

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 015612, Frame 0590, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____
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The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

1-9-04

Date

650.739.0920

Telephone number

CSABA TRUCKAI

Typed or printed name

[Signature]

Signature

CEO / President

Title